THE HON'BLE SRI JUSTICE N.V.RAMANA

WRIT PETITION No.15563 of 2006

Dated: 27-07-2006

Between:

Y.Ramakrishna

…Petitioner(s)

a n d

Andhra Pradesh State Road Transport Corporation Bus Bhavan, Musheerabad, Hyderabad, rep. by its Executive Director (A), Hyderabad & Karimnagar Zone and another

…Respondent(s)

THE HON'BLE SRI JUSTICE N.V.RAMANA

WRIT PETITION No.15563 of 2006

ORDER:

This writ petition is filed seeking to set aside the proceedings No.E1/813(6)/06-HZ dated 20.06.2006 cancelling the earlier transfer orders dated 06.04.2006 wherein an order was passed transferring the petitioner from Wanaparthy Depot to Barkatpura Depot.

The case of the petitioner is that on medical grounds at his request he was transferred from Wanaparty Depot to Barkatpura Deport as per the proceedings No.E1/813(6)/2006-HZ dated 06.04.2006 and, subsequently, by the proceedings dated 20.06.2006, the Executive Director cancelled the said transfer orders.

The learned counsel for the petitioner submits that the petitioner is unwell, and having accepted his request for transfer, and having transferred him from Wanaparty Depot to Barkatpura Depot, the respondents now cannot cancel the transfer order. The learned counsel for the petitioner further submits that there is no reason mentioned in the orders dated 20.06.2006, for cancelling the transfer order. He submits that the health condition of the petitioner is deteriorating day to day and if the impugned order cancelling his transfer from Wanaparthy Depot to Barkatpura Depot is not set aside, petitioner's health condition would further deteriorate.

The learned standing counsel appearing for respondent–Corporation submits that the Superintendent & Chief Medical Officer, APSRTC, found that the petitioner is hale and healthy and as the services of the petitioner are required at Wanaparty Depot, the respondents have cancelled the earlier transfer orders.

Heard the learned counsel for the petitioner and the learned counsel for the respondents.

The petitioner was originally working at Wanaparthy Depot and at his request on medical grounds, he was transferred from Wanaparthy Depot to Barkatpura Depot as per the proceedings No.E1/813(6)/2006-HZ dated 06.04.2006. But, by the proceedings dated 20.06.2006 the transfer order made in favour of petitioner was cancelled. It is claimed by the respondent-Corporation that the Chief Medical Officer of the Corporation found that the petitioner is fit in condition and that the services of the petitioner are very much required at Wanaparthy Depot. It is also represented that the petitioner has already joined at Wanaparthy Depot after cancellation of his transfer order. Since the petitioner has already joined duty at Wanaparty Depot, I am not inclined to grant any relief to the petitioner. However, since it is submitted that the petitioner made a representation before the first respondent for reconsideration of his transfer from Wanaparthy Depot to Barkatpura Depot, the only direction that can be given to the first respondent is to reconsider the transfer application filed by the petitioner, as expeditiously as possible.

With the above direction, the writ petition is disposed of. No order as to costs.

27-07-2006

Cvrk